

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

DPL ENERGY, LLC,

Plaintiff(s),

vs.

FILTERFAB MANUFACTURING  
CORPORATION., et al.,

Defendant(s).

:

CASE NO. 3:03cv399

:

:

JUDGE WALTER HERBERT RICE

:

---

**ORDER OF DISMISSAL: TERMINATION ENTRY**

---

The Court having been advised by counsel for the parties that the above matter has been settled, **IT IS ORDERED** that this action is hereby **DISMISSED**, with prejudice as to the parties, provided that any of the parties may, upon good cause shown **within 60 days**, reopen the action if settlement is not consummated.

Parties intending to preserve this Court's jurisdiction to enforce the settlement should be aware of *Kokkonen v. Guardian Life Ins. Co. of America*, 114 S.Ct. 1673 (1994), and incorporate appropriate language in any substituted judgment entry.

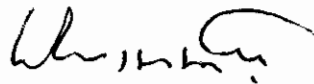
The Court will retain jurisdiction to enforce the terms of the settlement between the parties, if necessary.

**IT IS SO ORDERED.**

March 29, 2007

WHR/kse  
Copies to:

All Counsel of Record



---

WALTER HERBERT RICE, JUDGE  
UNITED STATES DISTRICT COURT